

Notice of Allowability

Application No.

10/657,279

Examiner

Brenda Pham

Applicant(s)

FALLIS ET AL.

Art Unit

2616

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 07/02/07.
2. ☒ The allowed claim(s) is/are 1-29.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

BRENDA PHAM
PRIMARY EXAMINER

Brenda H. Pham 9/7/07

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Keiko Ichiye, Reg. No. 45,460 on September 7, 2007.

2. The application has been amended as follows:

Claim 11, line 3, "a stack manager operable to:" is amended to "a stack manager that operates to:"

Claim 12, line 2-3, "wherein the switch is further operable to determine" is amended to "wherein the switch operates to determine"

Claim 13, line 1, "wherein the switch is operable to receive" is amended to "wherein the switch operates to receive".

Claim 14, line 1-2 "wherein the switch is further operable to change" is amended to "wherein the switch operates to change".

Claim 15, line 1-2, "wherein the switch is further operable to determine" is amended to "wherein the switch operates to determine".

Claim 17, line 1, "wherein the switch is operable to determine" is amended to "wherein the switch operates to determine".

Claim 18, line 1, wherein the switch is operable to select" is amended to "wherein the switch operates to select".

Claim 19, "wherein the switch is further operable to communicate" is amended to "wherein the switch operates to communicate".

Claim 20, line 3-4, "is operable to:" is amended to "operates to:".

Claim 21, line 2-3, "wherein the program is further operable to determine" is amended to "wherein the program operates to determine".

Claim 22, line 1-2, "wherein the program is operable to receive" is amended to "wherein the program operates to receive".

Claim 23, "wherein the switch is further operable to change" is amended to "wherein the switch operates to change".

Claim 24, line 1-2, "wherein the program is further operable to determine" is amended to "wherein the program operates to determine".

Claim 26, line 1, "wherein the program is further operable to determine" is amended to "wherein the program operates to determine".

Claim 27, line 1-2, "wherein the program is operable to select" is amended to "wherein the program operates to select"

Claim 28, line 1-2, "wherein the program is further operable to communicate" is amended to "wherein the program operates to select".

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3. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

Salett et al (US 6,490,276 B1) discloses stackable switch port collapse mechanism.

Conclusion

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brenda Pham whose telephone number is (571) 272-3135. The examiner can normally be reached on Monday-Friday from 9:00 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lynn D. Feild, can be reached on (571) 272-2092

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (571) 272-2600.

September 7, 2007
Brenda Pham

A handwritten signature in black ink that reads "Brenda Pham". The signature is written in a cursive style with a large, stylized "B" and "P".

BRENDA PHAM
PRIMARY EXAMINER